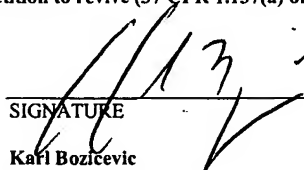


## EXPRESS MAIL LABEL NO. EV 462 736 391 US

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| FORM PTO-1390)<br>(REV. 10-2003)  |   | U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE | ATTORNEY'S DOCKET NUMBER<br><b>AERX-115</b>                         |
| TRANSMITTAL LETTER TO THE UNITED STATES<br>DESIGNATED/ELECTED OFFICE (DO/EO/US)<br>CONCERNING A FILING UNDER 35 U.S.C. 371  |   |   | U.S. APPLICATION NO. (If known, see 37 CFR 1.5)<br><b>10/506959</b> |
| INTERNATIONAL APPLICATION NO.<br><b>PCT/EP03/02876</b>  | INTERNATIONAL FILING DATE<br><b>18 March 2003</b> | PRIORITY DATE CLAIMED<br><b>March 20, 2002</b>          |   |
| TITLE OF INVENTION<br><b>NOVEL DEVICE</b>   |   |   |   |
| APPLICANT(S) FOR DO/EO/US<br><b>ANDERSON, GREGOR JOHN McLENNAN MITCHELL, JOHN</b>   |   |   |   |
| Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:   |   |   |   |
| <p>1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371.</p> <p>2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371.</p> <p>3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.</p> <p>4. <input checked="" type="checkbox"/> The US has been elected (Article 31).</p> <p>5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2))</p> <p>a. <input checked="" type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau).</p> <p>b. <input type="checkbox"/> has been communicated by the International Bureau.</p> <p>c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office(RO/US)</p> <p>6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).</p> <p>a. <input type="checkbox"/> is attached hereto.</p> <p>b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4).</p> <p>7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))</p> <p>a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau).</p> <p>b. <input type="checkbox"/> have been communicated by the International Bureau.</p> <p>c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired.</p> <p>d. <input checked="" type="checkbox"/> have not been made and will not be made.</p> <p>8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).</p> <p>9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).</p> <p>10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).</p> <p><b>Items 11 to 20 below concern document(s) or information included:</b></p> <p>11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98.</p> <p>12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.</p> <p>13. <input type="checkbox"/> A preliminary amendment.</p> <p>14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76.</p> <p>15. <input type="checkbox"/> A substitute specification.</p> <p>16. <input type="checkbox"/> A power of attorney and/or address letter.</p> <p>17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825.</p> <p>18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4).</p> <p>19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).</p> <p>20. <input checked="" type="checkbox"/> Other items or information: <b>postcard</b></p> |   |   |   |

|  |              |  |            |   |           |
|--|--------------|--|------------|---|-----------|
| U.S. APPLICATION NO. <b>10/506959</b>  |              | INTERNATIONAL APPLICATION NO.<br><b>PCT/EP03/02876</b> |            | ATTORNEY'S DOCKET NUMBER<br><b>AERX-115</b> |           |
| 21. <input checked="" type="checkbox"/> The following fees are submitted:<br><b>BASIC NATIONAL FEE (37 CFR 1.492(a) (1) - (5)):</b><br>Neither international preliminary examination fee (37 CFR 1.482)<br>nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO<br>and International Search Report not prepared by the EPO or JPO.....\$1080.00<br><br>International preliminary examination fee (37 CFR 1.482) not paid to<br>USPTO but International Search Report prepared by the EPO or JPO.....\$920.00<br><br>International preliminary examination fee (37 CFR 1.482) not paid to USPTO<br>but international search fee (37 CFR 1.445(a)(2)) paid to USPTO.....\$770.00<br><br>International preliminary examination fee (37 CFR 1.482) paid to USPTO<br>but all claims did not satisfy provisions of PCT Article 33(1)-(4).....\$730.00<br><br>International preliminary examination fee (37 CFR 1.482) paid to USPTO<br>and all claims satisfied provisions of PCT Article 33(1)-(4).....\$100.00<br><br><b>ENTER APPROPRIATE BASIC FEE AMOUNT =</b> |              |  |            | <b>CALCULATIONS PTO USE ONLY</b>            |           |
|  |              |  |            | \$ 920.00                                   |           |
| Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months<br>from the earliest claimed priority date (37 CFR 1.492(e)).  |              |  |            | \$  |           |
| CLAIMS   | NUMBER FILED | NUMBER EXTRA   | RATE       | \$  |           |
| Total Claims   | 30 - 20 =    | 10   | x \$18.00  | \$ 180.00                                   |           |
| Independent Claims   | 3 - 3 =      | 0  | x \$86.00  | \$ 0.00                                     |           |
| MULTIPLE DEPENDENT CLAIMS(S) (if applicable)   |              |  | + \$290.00 | \$ 290.00                                   |           |
| <b>TOTAL OF ABOVE CALCULATIONS =</b>   |              |  |            | <b>\$ 1390.00</b>                           |           |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above<br>are reduced by 1/2.  |              |  |            | \$  |           |
| <b>SUBTOTAL =</b>  |              |  |            | <b>\$ 1390.00</b>                           |           |
| Processing fee of \$130.00 for furnishing the English translation later than 30 months<br>from the earliest claimed priority date (37 CFR 1.492(f)).   |              |  |            | \$  |           |
| <b>TOTAL NATIONAL FEE =</b>  |              |  |            | <b>\$ 1390.00</b>                           |           |
| Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be<br>accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property  |              |  |            | \$  |           |
| <b>TOTAL FEES ENCLOSED =</b>   |              |  |            | <b>\$ 1390.00</b>                           |           |
|  |              |  |            | Amount to be refunded:                      | \$        |
|  |              |  |            | charged:                                    | \$1390.00 |
| a. <input type="checkbox"/> A check in the amount of \$_____ to cover the above fees is enclosed.<br>b. <input checked="" type="checkbox"/> Please charge my Deposit Account No. <u>50-0815</u> in the amount of <u>\$1390.00</u> to cover the above fees.<br>A duplicate copy of this sheet is enclosed.<br>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any<br>overpayment to Deposit Account No. <u>50-0815</u> . A duplicate copy of this sheet is enclosed.<br>d. <input type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. Credit card<br>information should not be included on this form. Provide credit card information and authorization on PTO-2038.   |              |  |            |   |           |
| <b>NOTE:</b> Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed<br>and granted to restore the application to pending status.  |              |  |            |   |           |
| SEND ALL CORRESPONDENCE TO:  |              |  |            |   |           |
| Customer Number: 24353<br>Bozicevic, Field & Francis LLP<br>200 Middlefield Road, Suite 200<br>Menlo Park<br>California<br>94025   |              |  |            |   |           |
| SIGNATURE<br><br>NAME<br>Karl Bozicevic<br>28,807<br>REGISTRATION NO.  |              |  |            |   |           |